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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA — SAN JOSE DIVISION

11 SHERRY SKYRUD,

12 Plaintiff,

13 vs.
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15 EXPERIAN INFORMATION SOLUTIONS,
INC.; et. al.,

16 Defendants.
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Federal Case No.: 5:15-CV-04303-EJD

**PLAINTIFF'S NOTICE OF VOLUNTARY
DISMISSAL OF DEFENDANT MERRICK
BANK PURSUANT TO FEDERAL RULE
OF CIVIL PROCEDURE 41(A)(1)**

19 **PLEASE TAKE NOTICE** that Plaintiff Sherry Skyrud, pursuant to Federal Rule of Civil
20 Procedure 41(a)(1), hereby voluntarily dismisses Defendant Merrick Bank, as to all claims in this
21 action.

22 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

23 41(a) Voluntary Dismissal

24 (1) By the Plaintiff

25 (a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2, and 66 and any
26 applicable federal statute, the plaintiff may dismiss an action without a court
27 order by filing:

28 (1) a notice of dismissal before the opposing party serves either an answer

1 or a motion for summary judgment.

2 Defendant Merrick Bank has neither answered Plaintiff's Complaint, nor filed a motion for
3 summary judgment. Accordingly, the matter may be dismissed against it for all purposes and
4 without an Order of the Court.

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6 Dated: October 1, 2015

Salaria Law, P.C.

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8 By: /s/ Elliot W. Gale
Elliot W. Gale
9 Attorneys for Plaintiff
Sherry Skyrud
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